

Search for Cases by: Select Search Method...

Judicial Links

eFiling

Help

| Contact Us | Print

GrantedPublicAccess Logoff JOSHUA_JONES

22SL-CC00534 - RICHARD WILLIAMS ET AL V MARY E WILSON ET CASE)

Case Parties & Vactorieys

Docket Entries

Charges, Judgments & Sentences

Service Information

Filings Due

Scheduled Hearings & Trials Civil Judgments

Garnishments/ Execution

Click here to eFile on Case

Click here to Respond to Selected Documents

Sort Date Entries: Descending

Ascending

Display Options:

All Entries

09/29/2022 Note to Clerk eFiling

Filed By: MICHAEL SHAYNE KISLING

Answer Filed

DORs Answer to Petition for Partition of Land; Exhibit A; Electronic Filing Certificate of Service.

Filed By: MICHAEL SHAYNE KISLING

On Behalf Of: MISSOURI DEPARTMENT OF REVENUE

Answer to Petition; Electronic Filing Certificate of Service.

Filed By: FELICA EZELL GILLESPIE On Behalf Of: MARY ELLEN WILSON

Entry of Appearance Filed

Entry of Appearance; Electronic Filing Certificate of Service.

Filed By: FELICA EZELL GILLESPIE On Behalf Of: MARY ELLEN WILSON

08/26/2022 Notice of Service

Summons served for Mary Ellen Wilson.

Filed By: ALICIA A. ALBUS

On Behalf Of: RICHARD WILLIAMS JR, RUTH NICOLE CRUMER

07/29/2022 Summ Issd- Circ Pers Serv O/S

Document ID: 22-SMOS-651, for INTERNAL REVENUE SERVICE. Summons Attached in PDF Form for Attorney to Retrieve from Secure Case. Net and Process for Service.

Summ Issd- Circ Pers Serv O/S

Document ID: 22-SMOS-650, for THE VILLAGES AT BARRINGTON DOWNS. Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service.

☐ Summons Issued-Circuit

Document ID: 22-SMCC-6223, for MISSOURI DEPARTMENT OF REVENUE. Summons Attached in PDF Form for Attorney to Retrieve from Secure Case.Net and Process for Service.

Summons Issued-Circuit

Document ID: 22-SMCC-6222, for WILSON, MARY ELLEN. Summons Attached in PDF Form for

Attorney to Retrieve from Secure Case. Net and Process for Service.

Request for Special Process Server.

Filed By: ALICIA A. ALBUS

https://www.courts.mo.gov/casenet/cases/searchDockets.do

GOVERNMENT

EXHIBIT

10/13/22, 8:48 AMase: 4:22-cv-01088-SEP Doc. #: 15alse.nFtil238L-160/1634220cclPaggere2 of 37 PageID #: 6

	On Behalf Of: RICHARD WILLIAMS JR
05/03/2022	Request Filed Request for Special Process Server. Filed By: ALICIA A. ALBUS On Behalf Of: RICHARD WILLIAMS JR, RUTH NICOLE CRUMER
01/24/2022	Memorandum Filed Memorandum for Clerk. Filed By: ALICIA A. ALBUS On Behalf Of: RICHARD WILLIAMS JR, RUTH NICOLE CRUMER
	Judge/Clerk - Note THIS CASE CANNOT BE FURTHER PROCESSED DUE TO MISSING \$52.00 FILING FEES. THE FILING FEE FOR SAINT LOUIS COUNTY CIRCUIT-CIVIL CASES IS \$105.50. A TOTAL OF \$53.50 HAS BEEN PAID, WITH A REMAINING BALANCE OF \$52,00. E-FILE A MEMO WITH THE REMAINING \$52.00 FILING FEES SO THE CASE CAN BE FURTHER PROCESSED.
01/21/2022	Filing Info Sheet eFiling Filed By: ALICIA A. ALBUS
	Pet Filed in Circuit Ct Petition for Partition of Land. Filed By: ALICIA A. ALBUS On Behalf Of: RICHARD WILLIAMS JR, RUTH NICOLE CRUMER
	Judge Assigned DIV 14

Case.net Version 5.14.58 Return to Top of Page Released 08/24/2022

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 3 of 37 PageID #: 7

IN THE CIRCUIT COURT OF ST. LOUIS COUNTY STATE OF MISSOURI

RICHARD WILLIAMS JR., et. al.)	
Plaintiffs,)	Cause No22SL-CC00534
vs.)	Cause N0225L-CC00334
MARY WILSON, et .al.)	
Defendants.)	
)	

ANSWER TO PETITION

COMES NOW, Defendant, Mary Wilson and in her answer to the Plaintiff's Petition responds as follows:

- 1. Defendants admits allegation 1.
- 2. Defendant admits allegation 2
- 3. Defendant denies allegation 3.
- 4. Defendant denies allegation 4.
- 5. Defendant admits allegation 5.
- 6. Defendant has insufficient knowledge to admit or deny all allegations in allegation 6, therefore it is denied.
- 7. Defendant admits allegation 7.
- 8. Defendant admits allegation 8.
- 9. Defendant admits allegation 9.
- 10. Defendant admits allegation 10.
- 11. Defendant admits allegation 11.
- 12. Defendant denies allegation 12.

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 4 of 37 PageID #: 8

WHEREFORE, Defendant request that this Court enter judgment in favor of Defendant, denying the request for partition to sale land and for such other and further orders and relief as the Court deems just and proper

/s/Felica Ezell-Gillespie

Felica Ezell-Gillespie, #49164 6101 Delmar, Suite A, 2nd Floor Saint Louis, MO 63112 (314) 280-0400 (314) 361-2525 – fax felicaezellgillespie@yahoo.com Attorney for Defendant

CERTIFICATE OF SERVICE

I certify that a true copy of the foregoing Defendant's Answer to Plaintiff's Petition was E-FILED with the Court and electronically served upon Plaintiff's attorney, on this 21st day of September, 2022.

<u>/s/Felica Ezell-Gillespie</u>

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 5 of 37 PageID #: 9

IN THE CIRCUIT COURT OF ST. LOUIS COUNTY STATE OF MISSOURI

RICHARD WILLIAMS, JR., et al.,)
Plaintiffs,))
VS.) Case No.: 22SL-CC00534
MARY ELLEN WILSON,)
et al.,)
Defendants.)

DEPARTMENT OF REVENUE'S ANSWER TO PETITION FOR PARTITION OF LAND

COMES NOW Department of Revenue, ("Department"), Defendant, by and through its attorney of record, Michael S. Kisling, Special Assistant Attorney General, and states as its Answer to Petition as follows:

1. The Department is without sufficient information to admit or deny the allegations contained in paragraphs 1 through 12, inclusive, and therefore must deny same.

Further answering, the Department notes that it has filed a certificate of tax lien against Richard Williams, SSN XXX-XX-4568, in the St. Louis Circuit Court pursuant to Section 143.902, RSMo. The Department's lien is attached hereto and incorporated herein as Exhibit A.

Such tax delinquency is still outstanding and subject to the accrual of interest.

By operation of Section 143.902, RSMo, the certificate of tax lien attaches to all real and personal property, including the subject property identified in paragraph 1 of the Petition, belonging to Richard Williams, SSN XXX-XX-4568.

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 6 of 37 PageID #: 10

2. The balance on the Department's certificate of tax lien is as of October 21, 2022, \$37,995.40 plus accrued interest.

3. The Department is entitled to have this Court declare its interest against the subject property identified in paragraph 1 of the Petition in the course of this partition suit.

WHEREFORE, the Department prays this Court to award the Department its full interest as identified above, subject to the accrual of interest, against the subject property identified in paragraph 1 of the Petition in the course of this partition suit; to tax costs of these proceedings against Plaintiff and deny Plaintiff's request for costs and attorney's fees; and for such other relief as this Court deems just and proper.

Respectfully submitted,

STATE OF MISSOURI DEPARTMENT OF REVENUE

/s/ Michael S. Kisling

Michael S. Kisling,

#36629

Special Assistant Attorney General

Department of Revenue

Post Office Box 854

Jefferson City, Missouri 65105

(573) 751-0961

(573) 526-2019 – FAX

Mike.Kisling@dor.mo.gov

ATTORNEYS FOR DEFENDANT

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 7 of 37 PageID #: 11

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served electronically through the Missouri Courts eFiling system pursuant to Rule 103.08 to all attorneys of record in this case registered with the Missouri Courts eFiling system at their registered email address and unrepresented parties, postage prepaid, by U.S. Mail, this 29th day of September, 2022, to:

Alicia A. Albus 473 North Kirkwood Road, 2nd Floor Kirkwood, Missouri 63122

Felica Ezell-Gillespie 6101 Delmar, Suite A, 2nd Floor St. Louis, Missouri 63112

The Rickel Law Firm Post Office Box 36200 Grosse Pointe Farms, Michigan 48236

Internal Revenue Service Charles Rettig 1111 Constitution Avenue Northwest Washington D.C. 20224

/s/ Michael S. Kisling
Michael S. Kisling, #36629

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 8 of 37 PageID #: 12

-489	agene.	
1		
(A)		
620		

IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY , MISSOURI

A MOCCOXX V	
Richard Williams Et Al	
Plaintiff,	
VS.	
Mary Wilson Et Al	
Defendant.	
Case Number: 22SL-CC00534	

Entry of Appearance

Comes now undersigned counsel and enters his/her appearance as attorney of record for Mary Ellen Wils	on
Defendant, in the above-styled cause.	

/s/ Felica Ezell-Gillespie

Felica Ezell-gillespie Mo Bar Number: 49164 Attorney for Defendant 6101 Delmar Suite A, 2nd Floor St. Louis, MO 63112 Phone Number: (314) 361-2500 felicaezellgillespie@yahoo.com

Certificate of Service

I hereby certify that on September 21st, 2022, a copy of the foregoing was sent through the Missouri eFiling system to the registered attorneys of record and to all others by facsimile, hand delivery, electronic mail or U.S. mail postage prepaid to their last known address.

/s/ Felica Ezell-Gillespie

Felica Ezell-gillespie

- Page:0199

Book: 22265

MISSOURI DEPARTMENT OF REVENUE

Page: 0199

TAXATION DIVISION P O BOX 3800 JEFFERSON CITY, MO 65105-3800

İ	Date	
FORM 5207	OCTOBER 28, 2016	
(Rev 03-10)	Phone: (573) 522-6276 Fax: (573) 522-2404	

CERTIFICATE OF TAX LIEN - INDIVIDUAL INCOME TAX

RECORDER OF DEEDS ST LOUIS COUNTY ADMIN BLDG 41 S CENTRAL AYTON MO 63105

. 1 ax. (010) 022-2404				
 Case No:				
Primary SSN:	XXX-XX-4568			
Secondary SSN:	xxx-xx-0000			
Lien No:	16124391310 01			
Total Amount Due	32,049.97			

The Director of Revenue, under Section 143.902, RSMo, hereby certifies that the following assessment of tax, interest, additions to tax, penalties, and fees have been made and become final. Interest continues to accrue as provided by law until the full amount of the tax liability is paid.

Name of Debtor(s): WILLIAMS, RICHARD

County Location: ST LOUIS

189

	•						
FILE PERIOD DLN	TAX DUE	INTEREST	ADDITIONS TO TAX	PENALTIES	LIEN FEES	BALANCE DUE	EFFECTIVE DATE
2009 16124391310	6,309.00	1,250.39	1,577.25	0.00	4.50	9,141.14	08/14/2016
2010 16124391343	3,322.00	557.91	830.50	0.00	0.00	4,710.41	08/14/2016
2012 16124391352	13,399.00	1,449.67	3,349.75	0.00	0.00	18,198.42	08/14/2016

TOTAL

23,030.00

3,257.97

5.757.50

0.00

4.50 Official Use Only 32,649.97

Under Section 143.902, RSMo, the certificate of lien filed with the Recorder of Deeds shall be a lien against all real and personal property of the debtor(s) listed above and all real and personal property acquired by manner after the filing of this lien. Under Section 143.902, RSMo, the certificate of lien filed with the circuit clerk of the circuit court shall have the full force and effect of a default judgment upon entry in the record of the circuit court and execution shall issue at the request of the Director of Revenue or agent as provided in the case of all other judgments.

DIRECTOR OF REVENUE OR DELEGATE STATE OF MISSOURI

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 10 of 37 PageID #: 14

IN THE CIRCUIT COURT OF SAINT LOUIS COUNTY, MISSOURI $21^{\rm ST}$ JUDICIAL CIRCUIT

RICHARD WILLIAMS, JR., et al,)	
DI 1 100)	
Plaintiffs.)	
VS)	No. 22SL-CC00534
MADY DI LENIWII CON 1)	
MARY ELLEN WILSON, et al,)	
D 4 4)	
Defendants.)	

MEMORANDUM TO CLERK

COME NOW Mitchell, Brown & Associates, LLC Alicia A. Albus and hereby submit \$52.00 for the additional filing fee, in the above referenced matter.

MITCHELL, BROWN & ASSOCIATES, LLC

By: ___/s/ Alicia A. Albus

ALICIA A. ALBUS MBEN 46287 473 N. Kirkwood Road, 2nd Floor

Kirkwood, MO 63122 Telephone: (314) 962-0186

Fax: (314)962-1298

aalbus@elderlawstlouis.com

Attorneys for Plaintiffs

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 11 022519900534

IN THE CIRCUIT COURT OF SAINT LOUIS COUNTY, MISSOURI 21ST JUDICIAL CIRCUIT

RICHARD WILLIAMS, JR.)
AND)
RUTH NICOLE CRUMER,)
Plaintiffs.) No.
vs))
MARY ELLEN WILSON,)
Defendant.)
INTERNAL REVENUE SERVICE,)
Defendant.)
MISSOURI DEPARTMENT OF REVENUE,)))
Defendant.)
THE VILLAGES AT BARRINGTON DOWNS, a Missouri homeowners' association.)))
Defendant.))

PETITION FOR PARTITION OF LAND

Comes Now Plaintiffs, Richard Williams Jr. and Ruth Nicole Crumer, and for the Petition for Partition of Land, state:

1. Richard Williams, Sr. died on or about November 15, 2015, intestate and seized in fee of a certain tract of land situated in St. Louis County Missouri, described as

Lot 13B of Villages at Barrington Downs Section "B"-- Arlington Village, a subdivision in St. Louis County, Missouri, according to the plat thereof recorded in Plat Book 275 page 30 of the St. Louis County Records.

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 12 of 37 PageID #: 16

Known as 809 Sprinters Row Drive, Saint Louis, Missouri 63034, hereinafter referred to as the "land."

- 2. Richard Williams Sr. left surviving as sole next-of-kin and heirs-at-law, three children, Richard Williams, Jr., Mary Ellen Wilson and Ruth Nicole Crumer.
 - 3. Plaintiff Richard Williams, Jr. is an individual residing in St. Louis County, Missouri.
 - 4. Plaintiff Ruth Nicole Crumer is an individual residing in St. Louis County, Missouri.
- 5. The St. Louis County Probate Court, on January 25, 2021, in Case Number 20SL-PR02894, did Order that Richard Williams, Sr.'s heirs at law are Richard Williams, Jr., Mary Ellen Wilson and Ruth Nicole Crumer, and are to share in Richard Williams, Sr.'s estate in equal 1/3 shares.
- 6. Defendant Mary Ellen Wilson is of full age, married and spouse's name is Anthony Wilson, Defendant, who is of full age, residing in St. Louis County.
- 7. Jurisdiction and venue are proper before this Court in that the land that is the subject matter of this action is located in St. Louis County.
- 8. Since the death of Richard Williams, Sr. Defendant Mary Ellen Wilson has been occupying the land.
- 9. Plaintiff, Richard Williams, Jr., is seized of one equal undivided third part in the land and the Plaintiff, Kimberly Ann Williams, spouse of Richard Williams Jr., has an inchoate right of dower in the part of the land to which Plaintiff, Richard Williams, Jr. is entitled.
- 10. Plaintiff Ruth Nicole Crumer is seized of one equal undivided third part in the land and the Plaintiff, Larry Crumer, spouse of Ruth Nicole Crumer, has an inchoate right of dower in the part of the land to which Plaintiff, Ruth Nicole Crumer, is entitled.
- 11. Defendant Mary Ellen Wilson is seized of one equal undivided third part in the land. Defendant, Anthony Wilson, spouse of Mary Ellen Wilson, has an inchoate right of dower in the part of the land which Defendant, Mary Ellen Wilson is entitled.
- 12. The Plaintiffs desire that a fair partition of the land be made among them and the other persons entitled to share therein according to their right and interests as set out above, or, if an actual partition can not be made without great prejudice to those entitled to share therein, that the land be sold and the proceeds divided among the Plaintiffs and the other persons entitled to share therein according to their rights and interests as set out above.

Wherefore, Plaintiffs demand:

A. That a fair partition of the land be made among the Plaintiffs and the other persons entitled to share therein according to their respective rights and interests.

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 13 of 37 PageID #: 17

- B. That the liens, if any, on the individual interest of any of the parties be charged to the share assigned to such party but subject to a charge on such share of its just proportion of the costs of this action and to a charge of the sum which shall be found to be due to the Plaintiffs for moneys expended by Plaintiffs for taxes in preference to such lien.
- C. If an actual partition can not be made without great prejudice to the respective parties, or is impracticable, then the land should be sold, including the inchoate rights of dower of the Plaintiff Kimberly Ann Williams, spouse of Richard Williams, Jr. and Larry Crumer, spouse of Ruth Nicole Crumer and Defendant Anthony Wilson, spouse of Mary Ellen Wilson.
- D. If a sale is held, the proceeds shall be paid as follows: first, the costs of the action; second, the amount found due to Plaintiffs for moneys expended by Plaintiffs for taxes, third, to satisfy lawful and valid liens attached to the land, and fourth, the balance distributed between the plaintiffs and defendants and the other persons entitled to share therein according to their respective rights and interests. The portion of the proceeds arising from the sale of any share against which there are existing any liens or encumbrances held by any creditor of a party hereto shall be paid into this Court to be disposed of as this Court may direct.
- E. That an account may be taken of the sums of money expended by the Plaintiffs, Richard Williams, Jr. and Ruth Nicole Crumer, in the payment of taxes and of the proportionate amounts of such expenditure which should have been paid by the several parties interested, and that in case of an actual partition, the respective proportionate amount be adjudged a lien up on the respective shares assigned to such parties, or, that in the case of a sale, the sum so found due to such Plaintiffs be paid prior to the payments to the parties of their shares in the proceeds.

Richard Williams, Jr., Plaintiff

Ruth Nicole Crumer, Plaintiff

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 14 of 37 PageID #: 18

MITCHELL, BROWN & ASSOCIATES, LLC

ALICIA A. ALBUS MBEN 46287 473 N. Kirkwood Road, 2nd Floor

Kirkwood, MO 63122 Telephone: 314-962-0186

Fax: 314-962-1298

aalbus@elderlawstlouis.com

Attorneys for Plaintiffs

٦

⅃

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 15 of 37 PageID #: 19

In the

CIRCUIT COURTOf St. Louis County, Missouri

	Γ	For File Stamp Only
Date		
_22SL-CC00534 Case Number		
14 Division		

L

Richard Williams, Jr. and Ruth Nicole Crumer
Plaintiff/Petitioner

vs.

Mary Ellen Wilson, et al
Defendant/Respondent

REQUEST FOR APPOINTMENT OF PROCESS SERVER

KEQUEUT TOK ALT OHT	MENT OF TROOLOG OLIVER
Comes now _Alicia A. Albus	, pursuant
Requesting	•
	k requests the appointment of the Circuit Clerk of
	hinson Road, Ballwin, MO 63011 (314) 560-5103 dress
Name of Process Server Add	dress Telephone
Name of Process Server Add	dress or in the Alternative Telephone
Name of Process Server Add	dress or in the Alternative Telephone
Natural person(s) of lawful age to serve the	summons and petition in this cause on the below
. ,	Il process server does not include the authorization
to carry a concealed weapon in the perform	•
SERVE:	SERVE:
Mary Ellen Wilson	The Villages of Barrington / The Rickel Law Firm
Name	Name
_809 Sprinters Row Address	P.O. Box 36200 Address
Florissant, MO 63034	Grosse Pointe Farms, MI 48236
City/State/Zip	City/State/Zip
SERVE:	SERVE:
Missouri Department of Revenue - Collection Enforcements	_IRS - Charles Rettig
Name _ P.O. Box 1646	Name 1111 Constitution Avenue NW
Address	Address
_ Jefferson City, MO 65105	Washington, DC 20224
City/State/Zip	City/State/Žip
Appointed as requested:	
JOAN M. GILMER, Circuit Clerk	/s/ Alicia A. Albus
,	Signature of Attorney/Plaintiff/Petitioner
Ву	_46287 Bar No.
Deputy Clerk	473 N. Kirkwood Road, St. Louis, MO 63122
. ,	Address
Doto	_(314) 962-0186 (314) 962-1298 Phone No. Fax No.
Date	1 da Hor

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 16 of 37 PageID #: 20

In the CIRCUIT COURT
Of St. Louis County, Missouri

	Γ For File Stamp	☐ Only
Date	-	
22SL-CC00534		
Case Number		
14		
Division		
	L	

Richard Williams, Jr. and Ruth Nicole Crumer
Plaintiff/Petitioner

Mary Ellen Wilson, et al

Defendant/Respondent

VS.

REQUEST FOR APPOINTMENT OF PROCESS SERVER

Comes now Alicia A. Albus	, pursuant
Requesting Party	
to Local Rule 28, and at his/her/its own risk requ	lests the appointment of the Circuit Clerk of
Lousika Legal Courier / Harry Yiatras 308 Hutchinson	Road, Ballwin, MO 63011 (314) 560-5103
Name of Process Server Address	Telephone
Name of Process Server Address or	in the Alternative Telephone
Name of Process Server Address or	in the Alternative Telephone
Natural person(s) of lawful age to serve the sumi	mons and petition in this cause on the below
named parties. This appointment as special proc	ess server does not include the authorization
named parties. This appointment as special proc	
to carry a concealed weapon in the performance	inereor.
SERVE:	SERVE:
Mary Ellen Wilson	The Villages of Barrington / The Rickel Law Firm
Name	Name P.O. Box 36200
809 Sprinters Row	Address
Florissant, MO 63034	Grosse Pointe Farms, MI 48236
City/State/Zip	City/State/Zip
SERVE:	SERVE:
Missouri Department of Revenue - Collection Enforcements	IRS - Charles Rettig
Name	Name
P.O. Box 1646	1111 Constitution Avenue NW
Address City AAO 65405	Address Washington, DC 20224
	City/State/Zip
City/State/Zip	ony/outo/2.p
Appointed as requested:	
JOAN M. GILMER, Circuit Clerk	/s/ Alicia A. Albus
JOAN IN. GILINLIX, OHOUR OKIN	Signature of Attorney/Plaintiff/Petitioner
	46287
By	Bar No.
Deputy Clerk	473 N. Kirkwood Road, St. Louis, MO 63122
Data	Phone No. Fax No.
Date	

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 17 of 37 PageID #: 21

Local Rule 28. SPECIAL PROCESS SERVERS

(1) Any Judge may appoint a Special Process Server in writing in accordance with the law and at the risk and expense of the requesting party except no special process server shall be appointed to serve a garnishment [except as allowed by Missouri Supreme Court Rule 90.03(a)].

This appointment as Special Process Server does not include the authorization to carry a concealed weapon in the performance thereof.

- (2) The Circuit Clerk may appoint a natural person other than the Sheriff to serve process in any cause in accordance with this subsection;
 - (A) Appointments may list more than one server as alternates.
- (B) The appointment of a person other than the Sheriff to serve process shall be made at the risk and expense of the requesting party.
- (C) Any person of lawful age, other than the Sheriff, appointed to serve process shall be a natural person and not a corporation or other business association.
- (D) No person, other than the Sheriff, shall be appointed to serve any order, writ or other process which requires any levy, seizure, sequestration, garnishment, [except as allowed by Missouri Supreme Court Rule 90.03(a)], or other taking.
- (E) Requests for appointment of a person other than the Sheriff to serve process shall be made on a "Request for Appointment of Process Server" electronic form, which may be found on the Court's Web Site, https://stlcountycourts.com/forms.
- (F) This appointment as Special Process Server does not include the authorization to carry a concealed weapon in the performance thereof.

SERVICE RETURN

Any service by the St. Louis County Sheriff's Office shall be scanned into the courts case management system. Any service by another Sheriff or a Special Process Server or any other person authorized to serve process shall return to the attorney or party who sought service and the attorney shall file the return electronically to the Circuit Clerk.

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 18 of 37 PageID #: 22

In the	
CIRCUIT COURT	
Of St. Louis County, Missou	ri

٦ ر
ı

REQUEST FOR APPOINTMENT OF PROCESS SERVER

Comes now Alicia A. Albus	, pursuant
Requesting F	
	requests the appointment of the Circuit Clerk of
Lousika Legal Courier / Harry Yiatras 308 Hutch	ninson Road, Ballwin, MO 63011 (314) 560-5103
Name of Process Server Add	ress Telephone
Name of Process Server Add	ress or in the Alternative Telephone
Name of Flocess corver	ress or in the Alternative Telephone
Natural person(s) of lawful age to serve the named parties. This appointment as special to carry a concealed weapon in the perform	summons and petition in this cause on the below process server does not include the authorization ance thereof.
SERVE:	SERVE:
Mary Ellen Wilson	The Villages of Barrington / The Rickel Law Firm
Name	Name
809 Sprinters Row	P.O. Box 36200
Address	Address
Florissant, MO 63034	Grosse Pointe Farms, MI 48236
City/State/Zip	City/State/Zip
SERVE:	SERVE:
Missouri Department of Revenue - Collection Enforcements	IRS - Charles Rettig
Name	Name
P.O. Box 1646	1111 Constitution Avenue NW
Address	Address Washington, DC 20224
Jefferson City, MO 65105	City/State/Zip
City/State/Zip	Oity/Otate/2ip
Appointed as requested:	
JOAN M. GILMER, Circuit Clerk	/s/ Alicia A. Albus
O'll tim O'lamari, o'll o'll o'll o'll o'll o'll o'll o'l	Signature of Attorney/Plaintiff/Petitioner
/2/A - 12-12- Da - 1-2-12-	46287
By /s/Adam Dockery	Bar No.
Deputy Clerk	473 N. Kirkwood Road, St. Louis, MO 63122 Address
7/29/2022	(314) 962-0186 (314) 962-1298
Date	Phone No. Fax No.

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 19 of 37 PageID #: 23

Local Rule 28. SPECIAL PROCESS SERVERS

(1) Any Judge may appoint a Special Process Server in writing in accordance with the law and at the risk and expense of the requesting party except no special process server shall be appointed to serve a garnishment [except as allowed by Missouri Supreme Court Rule 90.03(a)].

This appointment as Special Process Server does not include the authorization to carry a concealed weapon in the performance thereof.

- (2) The Circuit Clerk may appoint a natural person other than the Sheriff to serve process in any cause in accordance with this subsection;
 - (A) Appointments may list more than one server as alternates.
- (B) The appointment of a person other than the Sheriff to serve process shall be made at the risk and expense of the requesting party.
- (C) Any person of lawful age, other than the Sheriff, appointed to serve process shall be a natural person and not a corporation or other business association.
- (D) No person, other than the Sheriff, shall be appointed to serve any order, writ or other process which requires any levy, seizure, sequestration, garnishment, [except as allowed by Missouri Supreme Court Rule 90.03(a)], or other taking.
- (E) Requests for appointment of a person other than the Sheriff to serve process shall be made on a "Request for Appointment of Process Server" electronic form, which may be found on the Court's Web Site, https://stlcountycourts.com/forms.
- (F) This appointment as Special Process Server does not include the authorization to carry a concealed weapon in the performance thereof.

SERVICE RETURN

Any service by the St. Louis County Sheriff's Office shall be scanned into the courts case management system. Any service by another Sheriff or a Special Process Server or any other person authorized to serve process shall return to the attorney or party who sought service and the attorney shall file the return electronically to the Circuit Clerk.

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 20 of 37 PageID #: 24



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division:	Case Number: 22SL-CC00534
KRISTINE A KERR	
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address
RICHARD WILLIAMS JR	ALICIA A. ALBUS
	473 N. Kirkwood Road
	2ND FLOOR
VS.	KIRKWOOD, MO 63122
Defendant/Respondent:	Court Address:
MARY ELLEN WILSON	ST LOUIS COUNTY COURT BUILDING
Nature of Suit:	105 SOUTH CENTRAL AVENUE
CC Partition	CLAYTON, MO 63105

(Date File Stamp)

Summons in Civil Case

The State of Missouri to: MARY ELLEN WILSON

Alias:

809 SPRINTERS ROW FLORISSANT, MO 63034

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

29-JUL-2022

Date

Further Information:

ΑI

Sheriff's or Server's Return

	Sheriff's or Server's Return		
Note to serving office	cer: Summons should be returned to the court within thirty days after t	he date of issue.	
I certify that I have s	erved the above summons by: (check one)		
delivering a copy	y of the summons and a copy of the petition to the Defendant/Responde	nt.	
leaving a copy of	f the summons and a copy of the petition at the dwelling place or usual	abode of the Defendant/Respondent v	vith
	a person at least 18 years of ag	ge residing therein.	
(for service on a	corporation) delivering a copy of the summons and a copy of the petition	on to	
	(name)		(title).
other			·
n	(County/City of St. Louis), MO, on	(date) at	(time)
Printe	d Name of Sheriff or Server	Signature of Sheriff or Server	
	Must be sworn before a notary public if not served by an at	uthorized officer:	
	0 1 1 1 1 4 1 6	(date)	
	Subscribed and sworn to before me on	(date).	
(Seal)		(uaic).	

Case: 4:22-c	v-01088-SEP	Doc. #: 1-	1 Filed: 1	0/13/22	Page: 21 of 37 PageID #: 25
Sheriff's Fees, if applicab					
Summons	\$				
Non Est	\$				
Sheriff's Deputy Salary					
Supplemental Surcharge	\$ 10.00				
Mileage	\$	(m	iles @ \$	_ per mile)	
Total	\$			•	
A copy of the summons and a copy of the petition must be served on each Defendant/Respondent. For methods of service on all classes of					
suits, see Supreme Court F	• • •				
•					

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 22 of 37 PageID #: 26 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

- (1) <u>Advisory Arbitration:</u> A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
- (2) <u>Mediation:</u> A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

CCADM73

- Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 23 of 37 PageID #: 27
- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
- (4) Mini-Trial: A process in which each party and their counsel present their case before a selected representative for each party and a neutral third party, to define the issues and develop a basis for realistic settlement negotiations. The neutral third party may issue an advisory opinion regarding the merits of the case. The advisory opinion is not binding.
- (5) Summary Jury Trial: A summary jury trial is a non binding, informal settlement process in which jurors hear abbreviated case presentations. A judge or neutral presides over the hearing, but there are no witnesses and the rules of evidence are relaxed. After the "trial", the jurors retire to deliberate and then deliver an advisory verdict. The verdict then becomes the starting point for settlement negotiations among the parties.

Selecting an Alternative Dispute Resolution Procedure and a Neutral

If the parties agree to use an alternative dispute resolution procedure, they must decide what type of procedure to use and the identity of the neutral. As a public service, the St. Louis County Circuit Clerk maintains a list of persons who are available to serve as neutrals. The list contains the names of individuals who have met qualifications established by the Missouri Supreme Court and have asked to be on the list. The Circuit Clerk also has Neutral Qualifications Forms on file. These forms have been submitted by the neutrals on the list and provide information on their background and expertise. They also indicate the types of alternative dispute resolution services each neutral provides.

A copy of the list may be obtained by request in person and in writing to: Circuit Clerk, Office of Dispute Resolution Services, 105 South Central Ave., 5th Floor, Clayton, Missouri 63105. The Neutral Qualifications Forms will also be made available for inspection upon request to the Circuit Clerk.

The List and Neutral Qualification Forms are provided only as a convenience to the parties in selecting a neutral. The court cannot advise you on legal matters and can only provide you with the List and Forms. You should ask your lawyer for further information.

CCADM73

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 24 of 37 PageID #: 28



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division:	Case Number: 22SL-CC00534
KRISTINE A KERR	
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address
RICHARD WILLIAMS JR	ALICIA A. ALBUS
	473 N. Kirkwood Road
	2ND FLOOR
VS.	KIRKWOOD, MO 63122
Defendant/Respondent:	Court Address:
MARY ELLEN WILSON	ST LOUIS COUNTY COURT BUILDING
Nature of Suit:	105 SOUTH CENTRAL AVENUE
CC Partition	CLAYTON, MO 63105

(Date File Stamp)

Summons in Civil Case

The State of Missouri to: MISSOURI DEPARTMENT OF REVENUE

Alias:

COLLECTION ENFORCEMENTS

P.O. BOX 1646

JEFFERSON CITY, MO 65105

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

29-JUL-2022

Date

Further Information:

AD

Sheriff's or Server's Return

Note to serving offic	eer: Summons should be returned to the court within thirty days after the	he date of issue.	
certify that I have s	erved the above summons by: (check one)		
	of the summons and a copy of the petition to the Defendant/Responder		
leaving a copy of	the summons and a copy of the petition at the dwelling place or usual	abode of the Defendant/Respondent w	vith
	a person at least 18 years of ag	e residing therein.	
for service on a	corporation) delivering a copy of the summons and a copy of the petition	on to	
	(name)		(title).
_			·
other			
other			(address)
othererved at			(address)
othererved at	(County/City of St. Louis), MO, on	(date) at Signature of Sheriff or Server	(address)
othererved at	(County/City of St. Louis), MO, on	(date) atSignature of Sheriff or Server	(address)
othererved at	(County/City of St. Louis), MO, on Name of Sheriff or Server Must be sworn before a notary public if not served by an au	(date) atSignature of Sheriff or Server	(address)

Case: 4:22-c	/-010	88-SEP	Doc. #:	1-1 Filed:	10/13/22	Page: 25 of 37 PageID #: 29
Sheriff's Fees, if applicab						
Summons	\$					
Non Est	\$					
Sheriff's Deputy Salary						
Supplemental Surcharge	\$	10.00				
Mileage	\$		(miles @ \$	per mile)	
Total	\$				•	
A copy of the summons and a copy of the petition must be served on each Defendant/Respondent. For methods of service on all classes of						
suits, see Supreme Court R	•	, ,				•

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 26 of 37 PageID #: 30 THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

- (1) <u>Advisory Arbitration:</u> A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
- (2) <u>Mediation:</u> A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

CCADM73

- Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 27 of 37 PageID #: 31
- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
- (4) Mini-Trial: A process in which each party and their counsel present their case before a selected representative for each party and a neutral third party, to define the issues and develop a basis for realistic settlement negotiations. The neutral third party may issue an advisory opinion regarding the merits of the case. The advisory opinion is not binding.
- (5) Summary Jury Trial: A summary jury trial is a non binding, informal settlement process in which jurors hear abbreviated case presentations. A judge or neutral presides over the hearing, but there are no witnesses and the rules of evidence are relaxed. After the "trial", the jurors retire to deliberate and then deliver an advisory verdict. The verdict then becomes the starting point for settlement negotiations among the parties.

Selecting an Alternative Dispute Resolution Procedure and a Neutral

If the parties agree to use an alternative dispute resolution procedure, they must decide what type of procedure to use and the identity of the neutral. As a public service, the St. Louis County Circuit Clerk maintains a list of persons who are available to serve as neutrals. The list contains the names of individuals who have met qualifications established by the Missouri Supreme Court and have asked to be on the list. The Circuit Clerk also has Neutral Qualifications Forms on file. These forms have been submitted by the neutrals on the list and provide information on their background and expertise. They also indicate the types of alternative dispute resolution services each neutral provides.

A copy of the list may be obtained by request in person and in writing to: Circuit Clerk, Office of Dispute Resolution Services, 105 South Central Ave., 5th Floor, Clayton, Missouri 63105. The Neutral Qualifications Forms will also be made available for inspection upon request to the Circuit Clerk.

The List and Neutral Qualification Forms are provided only as a convenience to the parties in selecting a neutral. The court cannot advise you on legal matters and can only provide you with the List and Forms. You should ask your lawyer for further information.

CCADM73

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 28 of 37 PageID #: 32



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

		_
Judge or Division:	Case Number: 22SL-CC00534	
KRISTINE A KERR		
Plaintiff/Petitioner:	Plaintiff's/Petitioner's Attorney/Address:	
RICHARD WILLIAMS JR	ALICIA A. ALBUS	
	473 N. Kirkwood Road	
	2ND FLOOR	
vs.	KIRKWOOD, MO 63122	
Defendant/Respondent:	Court Address:	
MARY ELLEN WILSON	ST LOUIS COUNTY COURT BUILDING	
Nature of Suit:	105 SOUTH CENTRAL AVENUE	
CC Partition	CLAYTON, MO 63105	(Date File
CC I million		(Date Pile)

Summons for Personal Service Outside the State of Missouri (Except Attachment Action) The State of Missouri to: THE VILLAGES AT BARRINGTON DOWNS Alias: THE RICKEL LAW FIRM P.O. BOX 36200 GROSSE POINTE FARMS, MI 48236 You are summoned to appear before this court and to file your pleading to the petition, copy of which is COURT SEAL OF attached, and to serve a copy of your pleading upon the attorney for the Plaintiff/Petitioner at the above address all within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to file your pleading, judgment by default will be taken against you for the relief demanded in this action. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding. ST. LOUIS COUNTY 29-JUL-2022 Date **Further Information:** Officer's or Server's Affidavit of Service I certify that: 1. I am authorized to serve process in civil actions within the state or territory where the above summons was served. _____ of _____ County, _____ My official title is ____ I have served the above summons by: (check one) delivering a copy of the summons and a copy of the petition to the Defendant/Respondent. leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with _____, a person at least 18 years of age residing therein. (for service on a corporation) delivering a copy of the summons and a copy of the petition to ______(name) ______ (title). other (describe) ______(address) ______(state), on _______(date) at _______(time). Served at _____ County, of Sheriff or Server Signature of Sheriff or Server (day) _____ (month) ____ (year) Printed Name of Sheriff or Server the judge of the court of which affiant is an officer. authorized to administer oaths in the state in which the affiant served the above summons. (Seal) (use for out-of-state officer)

authorized to administer oaths. (use for court-appointed server)

Signature and Title

Directions to Officer Making Return on Service of Summons

A copy of the summons and a copy of the motion and/or petition must be served on each Defendant/Respondent. If any Defendant/Respondent refuses to receive the copy of the summons and motion and/or petition when offered to him, the return shall be prepared to show the offer of the officer to deliver the summons and motion and/or petition and the Defendant's/Respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and motion and/or petition to the individual personally or by leaving a copy of the summons and motion and/or petition at the individual's dwelling house or usual place of abode with some person of the family over 15 years of age, or by delivering a copy of the summons and motion and/or petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and motion and/or petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and motion and/or petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the Defendant/Respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. On a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory in the United States. If served in a territory, substitute the word "territory" for the word "state."

The officer making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must not be made less than ten days nor more than sixty days from the date the Defendant/Respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri Court within 30 days after service.

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 30 of 37 PageID #: 34

THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

Alternative Dispute Resolution Procedures

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

- (1) Advisory Arbitration: A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
- (2) **Mediation:** A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties. CCADM73

- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
- (4) Mini-Trial: A process in which each party and their counsel present their case before a selected representative for each party and a neutral third party, to define the issues and develop a basis for realistic settlement negotiations. The neutral third party may issue an advisory opinion regarding the merits of the case. The advisory opinion is not binding.
- (5) Summary Jury Trial: A summary jury trial is a non binding, informal settlement process in which jurors hear abbreviated case presentations. A judge or neutral presides over the hearing, but there are no witnesses and the rules of evidence are relaxed. After the "trial", the jurors retire to deliberate and then deliver an advisory verdict. The verdict then becomes the starting point for settlement negotiations among the parties.

Selecting an Alternative Dispute Resolution Procedure and a Neutral

If the parties agree to use an alternative dispute resolution procedure, they must decide what type of procedure to use and the identity of the neutral. As a public service, the St. Louis County Circuit Clerk maintains a list of persons who are available to serve as neutrals. The list contains the names of individuals who have met qualifications established by the Missouri Supreme Court and have asked to be on the list. The Circuit Clerk also has Neutral Qualifications Forms on file. These forms have been submitted by the neutrals on the list and provide information on their background and expertise. They also indicate the types of alternative dispute resolution services each neutral provides.

A copy of the list may be obtained by request in person and in writing to: Circuit Clerk, Office of Dispute Resolution Services, 7900 Carondelet Avenue, 5th Floor, Clayton, Missouri 63105. The Neutral Qualifications Forms will also be made available for inspection upon request to the Circuit Clerk.

The List and Neutral Qualification Forms are provided only as a convenience to the parties in selecting a neutral. The court cannot advise you on legal matters and can only provide you with the List and Forms. You should ask your lawyer for further information.

CCADM73

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 32 of 37 PageID #: 36



IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: KRISTINE A KERR	Case Number: 22SL-CC00534	
Plaintiff/Petitioner: RICHARD WILLIAMS JR vs.	Plaintiff's/Petitioner's Attorney/Address: ALICIA A. ALBUS 473 N. Kirkwood Road 2ND FLOOR KIRKWOOD, MO 63122	
Defendant/Respondent: MARY ELLEN WILSON Nature of Suit: CC Partition	Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105	(Date File Stamp)

Summons for Personal Service Outside the State of Missouri (Except Attachment Action) The State of Missouri to: INTERNAL REVENUE SERVICE Alias: CHARLES RETTIG 1111 CONSTITUTION AVENUE NW WASHINGTON, DC 20224 You are summoned to appear before this court and to file your pleading to the petition, copy of which is COURT SEAL OF attached, and to serve a copy of your pleading upon the attorney for the Plaintiff/Petitioner at the above address all within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to file your pleading, judgment by default will be taken against you for the relief demanded in this action. SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding. ST. LOUIS COUNTY 29-JUL-2022 Date **Further Information:** AD Officer's or Server's Affidavit of Service L certify that:

		of	County,	(state)
I have served the	e above summons by: (check one)			
delivering	g a copy of the summons and a cop	y of the petition to the Defendant/Re	spondent.	
leaving a copy of	f the summons and a copy of the pe	etition at the dwelling place or usual	abode of the Defendant/Respond	dent with
	, a person	at least 18 years of age residing ther	ein.	
(for servi	ce on a corporation) delivering a co	opy of the summons and a copy of th	e petition to	
		(name)		(title).
other (de	scribe)			
rved at				(address)
	County,	(state), on	(date) at	(time).
Printed	Name of Sheriff or Server	Sig	gnature of Sheriff or Server	
	Subscribed and Sworn To	o me before this (day)	(month)	(year)
	I am: (check one)	ne clerk of the court of which affiant	is an officer.	
	☐ th	ne judge of the court of which affiant	is an officer.	
(G 1)	□ aı	uthorized to administer oaths in the s	tate in which the affiant served t	the above summo
(Seal)		use for out-of-state officer)		
	□ au	ithorized to administer oaths. (use for	or court-appointed server)	
		(3.1	,	

Cas	Se. 4.22-CV-U1U88-SEP	DOC. #. 1-1 Filed. 10/13/22	Paue, 33 01 37 PaueID #, 37
Service Fees	, if applicable		
Summons	\$		
Non Est	\$		
Mileage	\$ (miles @ \$ per mile)	
Total	\$		
	See the following page f	for directions to clerk and to officer making ret	urn on service of summons.

Directions to Officer Making Return on Service of Summons

A copy of the summons and a copy of the motion and/or petition must be served on each Defendant/Respondent. If any Defendant/Respondent refuses to receive the copy of the summons and motion and/or petition when offered to him, the return shall be prepared to show the offer of the officer to deliver the summons and motion and/or petition and the Defendant's/Respondent's refusal to receive the same.

Service shall be made: (1) On Individual. On an individual, including an infant or incompetent person not having a legally appointed guardian, by delivering a copy of the summons and motion and/or petition to the individual personally or by leaving a copy of the summons and motion and/or petition at the individual's dwelling house or usual place of abode with some person of the family over 15 years of age, or by delivering a copy of the summons and motion and/or petition to an agent authorized by appointment or required by law to receive service of process; (2) On Guardian. On an infant or incompetent person who has a legally appointed guardian, by delivering a copy of the summons and motion and/or petition to the guardian personally; (3) On Corporation, Partnership or Other Unincorporated Association. On a corporation, partnership or unincorporated association, by delivering a copy of the summons and motion and/or petition to an officer, partner, or managing or general agent, or by leaving the copies at any business office of the Defendant/Respondent with the person having charge thereof or by delivering copies to its registered agent or to any other agent authorized by appointment or required by law to receive service of process; (4) On Public or Quasi-Public Corporation or Body. On a public, municipal, governmental or quasi-public corporation or body in the case of a county, to the mayor or city clerk or city attorney in the case of a city, to the chief executive officer in the case of any public, municipal, governmental, or quasi-public corporation or body or to any person otherwise lawfully so designated.

Service may be made by an officer or deputy authorized by law to serve process in civil actions within the state or territory where such service is made.

Service may be made in any state or territory in the United States. If served in a territory, substitute the word "territory" for the word "state."

The officer making the service must swear an affidavit before the clerk, deputy clerk, or judge of the court of which the person is an officer or other person authorized to administer oaths. This affidavit must state the time, place, and manner of service, the official character of the affiant, and the affiant's authority to serve process in civil actions within the state or territory where service is made.

Service must not be made less than ten days nor more than sixty days from the date the Defendant/Respondent is to appear in court. The return should be made promptly, and in any event so that it will reach the Missouri Court within 30 days after service.

Case: 4:22-cv-01088-SEP Doc. #: 1-1 Filed: 10/13/22 Page: 34 of 37 PageID #: 38

THE CIRCUIT COURT OF ST. LOUIS COUNTY, MISSOURI

Twenty First Judicial Circuit

NOTICE OF ALTERNATIVE DISPUTE RESOLUTION SERVICES

Purpose of Notice

As a party to a lawsuit in this court, you have the right to have a judge or jury decide your case. However, most lawsuits are settled by the parties before a trial takes place. This is often true even when the parties initially believe that settlement is not possible. A settlement reduces the expense and inconvenience of litigation. It also eliminates any uncertainty about the results of a trial.

Alternative dispute resolution services and procedures are available that may help the parties settle their lawsuit faster and at less cost. Often such services are most effective in reducing costs if used early in the course of a lawsuit. Your attorney can aid you in deciding whether and when such services would be helpful in your case.

Your Rights and Obligations in Court Are Not Affected By This Notice

You may decide to use an alternative dispute resolution procedure if the other parties to your case agree to do so. In some circumstances, a judge of this court may refer your case to an alternative dispute resolution procedure described below. These procedures are not a substitute for the services of a lawyer and consultation with a lawyer is recommended. Because you are a party to a lawsuit, you have obligations and deadlines which must be followed whether you use an alternative dispute resolution procedure or not. IF YOU HAVE BEEN SERVED WITH A PETITION, YOU MUST FILE A RESPONSE ON TIME TO AVOID THE RISK OF DEFAULT JUDGMENT, WHETHER OR NOT YOU CHOOSE TO PURSUE AN ALTERNATIVE DISPUTE RESOLUTION PROCEDURE.

<u>Alternative Dispute Resolution Procedures</u>

There are several procedures designed to help parties settle lawsuits. Most of these procedures involve the services of a neutral third party, often referred to as the "neutral," who is trained in dispute resolution and is not partial to any party. The services are provided by individuals and organizations who may charge a fee for this help. Some of the recognized alternative dispute resolutions procedures are:

- (1) <u>Advisory Arbitration:</u> A procedure in which a neutral person or persons (typically one person or a panel of three persons) hears both sides and decides the case. The arbitrator's decision is not binding and simply serves to guide the parties in trying to settle their lawsuit. An arbitration is typically less formal than a trial, is usually shorter, and may be conducted in a private setting at a time mutually agreeable to the parties. The parties, by agreement, may select the arbitrator(s) and determine the rules under which the arbitration will be conducted.
- (2) <u>Mediation:</u> A process in which a neutral third party facilitates communication between the parties to promote settlement. An effective mediator may offer solutions that have not been considered by the parties or their lawyers. A mediator may not impose his or her own judgment on the issues for that of the parties.

 CCADM73

- (3) <u>Early Neutral Evaluation ("ENE"):</u> A process designed to bring the parties to the litigation and their counsel together in the early pretrial period to present case summaries before and receive a non-binding assessment from an experienced neutral evaluator. The objective is to promote early and meaningful communication concerning disputes, enabling parties to plan their cases effectively and assess realistically the relative strengths and weaknesses of their positions. While this confidential environment provides an opportunity to negotiate a resolution, immediate settlement is not the primary purpose of this process.
- (4) Mini-Trial: A process in which each party and their counsel present their case before a selected representative for each party and a neutral third party, to define the issues and develop a basis for realistic settlement negotiations. The neutral third party may issue an advisory opinion regarding the merits of the case. The advisory opinion is not binding.
- (5) Summary Jury Trial: A summary jury trial is a non binding, informal settlement process in which jurors hear abbreviated case presentations. A judge or neutral presides over the hearing, but there are no witnesses and the rules of evidence are relaxed. After the "trial", the jurors retire to deliberate and then deliver an advisory verdict. The verdict then becomes the starting point for settlement negotiations among the parties.

Selecting an Alternative Dispute Resolution Procedure and a Neutral

If the parties agree to use an alternative dispute resolution procedure, they must decide what type of procedure to use and the identity of the neutral. As a public service, the St. Louis County Circuit Clerk maintains a list of persons who are available to serve as neutrals. The list contains the names of individuals who have met qualifications established by the Missouri Supreme Court and have asked to be on the list. The Circuit Clerk also has Neutral Qualifications Forms on file. These forms have been submitted by the neutrals on the list and provide information on their background and expertise. They also indicate the types of alternative dispute resolution services each neutral provides.

A copy of the list may be obtained by request in person and in writing to: Circuit Clerk, Office of Dispute Resolution Services, 7900 Carondelet Avenue, 5th Floor, Clayton, Missouri 63105. The Neutral Qualifications Forms will also be made available for inspection upon request to the Circuit Clerk.

The List and Neutral Qualification Forms are provided only as a convenience to the parties in selecting a neutral. The court cannot advise you on legal matters and can only provide you with the List and Forms. You should ask your lawyer for further information.

CCADM73





IN THE 21ST JUDICIAL CIRCUIT COURT, ST. LOUIS COUNTY, MISSOURI

Judge or Division: KRISTINE A KERR	Case Number: 22SL-CC00534	
Plaintiff/Petitioner: RICHARD WILLIAMS JR	Plaintiff's/Petitioner's Attorney/Address ALICIA A. ALBUS 473 N. Kirkwood Road 2ND FLOOR	
Defendant/Respondent: MARY ELLEN WILSON Nature of Suit: CC Partition	KIRKWOOD, MO 63122 Court Address: ST LOUIS COUNTY COURT BUILDING 105 SOUTH CENTRAL AVENUE CLAYTON, MO 63105	(Date File Stamp)

Summons in Civil Case

The State of Missouri to: MARY ELLEN WILSON Alias:

809 SPRINTERS ROW FLORISSANT, MO 63034

COURT SEAL OF



ST. LOUIS COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for Plaintiff/Petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

SPECIAL NEEDS: If you have special needs addressed by the Americans With Disabilities Act, please notify the Office of the Circuit Clerk at 314-615-8029, FAX 314-615-8739, email at SLCADA@courts.mo.gov, or through Relay Missouri by dialing 711 or 800-735-2966, at least three business days in advance of the court proceeding.

29-JUL-2022

Date

Further Information:

Sheriff's or Server's Return
Note to serving officer: Summons should be returned to the court within thirty days after the date of issue.
I certify that I have served the above summons by: (check one)
delivering a copy of the summons and a copy of the petition to the Defendant/Respondent. leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the Defendant/Respondent with
a person at least 18 years of age residing therein.
(for service on a corporation) delivering a copy of the summons and a copy of the petition to
(title).
Served at 809 SPRINTERS ROW DAIVE FLORISSANT 63034 (address)
in <u>COUNTY</u> (County of St. Louis), MO, on <u>AUGUST 2.3, 2022</u> (date) at <u>5:42 p.m.</u> (time).
Printed Name of Server Printed Name of Server Signature of Server Signature of Server
Must be sworn before a notary public if not served by an authorized officer:
Subscribed and sworn to before me on ANNA E. RALPHS My Commission Expires: 10 61 2022 October 1, 2022 SEAL S. St. Louis County Subscribed and sworn to before me on AUGUAT St. 2012 Date Notary Public
Commission #14630473

Sheriff's Fees, if applicab	le
Summons	\$
Non Est	\$
Sheriff's Deputy Salary	
Supplemental Surcharge	\$
Mileage	\$ (miles @ \$ per mile)
Total	S
A copy of the summons an	d a copy of the petition must be served on each Defendant/Respondent. For methods of service on all classes of
suits, see Supreme Court R	